

Application Number	Application No. 09/665,642	Applicant(s) SMITH ET AL.

TERMINAL DISCLAIMER	<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DISAPPROVED
Document Code - DISQ	This patent is subject to a Terminal Disclaimer	
INTERNAL DOCUMENT – DO NOT MAIL		

U.S. Patent and Trademark Office

RECEIVED
CENTRAL FAX CENTER

NOV 24 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: pending Patent Application

of:

George A. Smith et al.

Serial No. 09/665,642

Filing Date: 09/19/00

For: "Alkyl Toluene Sulfonate
Detergents"

Group Art Unit: 1751

Examiner: Ogden; Necholes

11/23/04

Commissioner for Patents
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Petitioner, Huntsman Petrochemical Corporation, is the owner of the entire right, title and interest in the above-captioned application (the assignment was recorded at REEL/FRAME 011140/0663 on 09/19/00). Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-captioned application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156, and §173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second and third patent Applications Serial Nos. 10/263,547 and 10/370,144 (the assignment of which are recorded on REEL/FRAME 013554/0043 on 11/15/02 and 013809/0888 on 2/19/03, respectively). The evidentiary documents for the assignments have

been reviewed, and petitioner certifies that to the best of petitioner's knowledge and belief, title is in the assignee to take this action. Petitioner hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that it and any patent granted on the second and third applications are commonly owned. This agreement runs with any patent granted on the above-captioned application and is binding upon the grantee, its successors or assigns. It is understood that: "*the filing of a terminal disclaimer simply serves the statutory function of removing the rejection of double patenting, and raises neither presumption nor estoppel on the merits of the rejection*" *quad Environmental Technologies v. Union Sanitary District, 20 USPQ2d 1392 (Fed. Cir. 1991)*

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the above-captioned application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of any patent granted on the second or third applications, as shortened by any terminal disclaimer filed prior to the grant of a patent in those second or third applications, in the event that any such patent granted: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Authorization is given to charge Deposit Account No. 08-3442 for the fee required under 37 C.F.R. §1.20(d) for submission of this Terminal Disclaimer.

Respectfully Submitted,



Christopher J. Whewell, Reg. No. 37,469
Huntsman Petrochemical Corporation
Austin, Texas
(512) 483-0919



RECEIVED
CENTRAL FAX CENTER

NOV 24 2004

Patent Technology Center 1700

Facsimile Transmission

To: Name: Official Fax Center
Company:
Fax Number: 703-872-9306
Voice Phone:

From: Name:
Official Fax Number: (703) 872-9310
Official After Final Fax Number: (703) 872-9311
Voice Phone:

37 C.F.R. 1.6 sets forth the types of correspondence that can be communicated to the Patent and Trademark Office via facsimile transmissions. Applicants are advised to use the certificate of facsimile transmission procedures when submitting a reply to a non-final or final Office action by facsimile (37 CFR 1.8(a)).

Fax Notes:

Terminal Disclaimer

Date and time of transmission: Wednesday, November 24, 2004 2:51:34 PM
Number of pages including this cover sheet: 05

HUNTSMANRECEIVED
CENTRAL FAX CENTER

NOV 24 2004

Fax Cover

Date:	November 23, 2004	Total Pages:	4, including cover
To:	Necholus Ogden	From:	Christopher Whewell
Company Name:	USPTO	Company Name:	Huntsman
Fax:	512 273-1322	Fax:	512-483-0933
Subject:	Terminal Disclaimer	Phone:	512-483-0919
		E-mail:	chris_whewell@huntsman.com

Comments:

Dear Examiner Ogden,

I am enclosing herewith a Terminal Disclaimer for US patent application serial no. 09/665,642.
Please do not hesitate to contact me in the event something further is necessary.

Thank you for your consideration.

Respectfully submitted,

Christopher J. Whewell, 37, 469
7114 North Lamar Blvd.
Austin, Texas 78752
(512) 483-0919

HUNTSMAN CORPORATION

7114 North Lamar Boulevard • Austin, Texas 78752 • 512-483-0015 • Fax 512-483-0933

PAGE 2/5 RCVD AT 11/24/2004 2:52:07 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-4/0 * DNI:8729306 * CSID:USPTO * DURATION (mm:ss):00:00.01:04